CHARGE: 402(a)(2)(B)—when shipped, the article was a raw agricultural commodity and contained a pesticide chemical, a mercurial compound, which was unsafe within the meaning of 408(a) since no tolerance or exemption from the requirement of a tolerance for such pesticide chemical on barley had been prescribed by regulations.

DISPOSITION: 11-29-65. Default—destruction.

30429. Unpopped popcorn, green split peas, dried garbanzos (chickpeas), dried navy beans, rice, and paprika. (F.D.C. No. 51490. S. Nos. 120-881/5, 120-887/9 B, 120-891 B, 120-894 B.)

QUANTITY: 190 100-lb. bags of popcorn, 13 100-lb. bags of split peas, 35 100-lb. bags of dried garbanzos, 22 100-lb. bags of dried navy beans, 20 100-lb. bags of rice, and 5 110-lb. bags of paprika, at New York, N.Y.

SHIPPED: Between 11-27-62 and 10-21-64, from New Paris, Ind.; Moscow, Idaho; Radnor, Calif.; Greeley, Colo.; Murcia, Spain; and Stuttgart, Ark.

RESULTS OF INVESTIGATION: Inspection of the warehouse of Baker & Williams, New York, N.Y., showed that the articles were held in an insect- and rodent-infested warehouse in rodent- and insect-contaminated bags.

LIBELED: 6-24-65, S. Dist. N.Y.

CHARGE: 402(a)(3)—contained insects, insect excreta, insect webbing, rodent urine, rodent hairs, and mold; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 11-5-65. Default—destruction.

30430. Unpopped popcorn. (F.D.C. No. 51827. S. Nos. 101-274/5 B, 101-277/80 B.)

QUANTITY: 6 cases, each containing 12 2-lb. bags; 23 cases, each containing 24 1-lb. bags; 10 cases, each containing 24 1-lb. bags (yellow); 15 cases, each containing 12 2-lb. bags (white); 17 cases, each containing 12 2-lb. bags (yellow); and 10 cases, each containing 12 4-lb. pails (white), at Los Angeles, Calif.

SHIPPED: 9-30-64 and 7-30-65, from Sac City and Schaller, Iowa.

LIBELED: 10-12-65, S. Dist. Calif.

CHARGE: 402(a)(3)—contained insects while held for sale.

DISPOSITION: 11-22-65. Default—destruction.

30431. Unpopped popcorn. (F.D.C. No. 51425. S. No. 26-297 B.)

QUANTITY: 55 cases, each case containing 12 2-lb. bags, at St. Louis, Mo.

SHIPPED: 3-15-65, from Milford, Ill., by Alver Bros. Co.

LABEL IN PART: (Bag) "Buddy Boy White Hulless Popcorn * * * Alver Brothers Company Distributors, Milford, Ill."

LIBELED: 6-4-65, E. Dist. Mo.

CHARGE: 402(a)(3)—contained bird excreta, rodent urine, and rodent-gnawed kernels; and 402(a)(4)—prepared and packed under insanitary conditions.

DISPOSITION: 7-21-65. Default—delivered to a public institution for use as animal feed.